

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P. O. Box 272400
Fort Collins, Colorado 80527-2400

PATENT APPLICATION
ATTORNEY DOCKET NO. 200207941-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Kevin W. Rudd et al.

Confirmation No.: 7538

Application No.: 10/769,203

Examiner: Unassigned

Filing Date: Jan. 30, 2004

Group Art Unit:

Title: SYSTEM AND METHOD FOR ADDING AN INSTRUCTION TO AN INSTRUCTION SET
ARCHITECTURE

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND
IMPROPER CHARGE OF DEPOSIT ACCOUNT

Sir:

I. **REFUND REQUEST**

This is a request for a refund in the amount of 420.00, with respect to the charge to Deposit Account No. 08-2025, shown on the statement dated Oct. 29, 2004, for the above identified patent application.

(X) A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. **FEES CHARGED FOR WHICH REFUND IS REQUESTED**

Fee Code 1252 for an Extension for Response within Second Month.

III. **EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

A Notice to File Missing Parts was mailed on June 17, 2004. A Response to the Notice to File Missing Parts was timely filed on July 9, 2004, with the executed Declarations and Powers of Attorney containing signatures of all four inventors in the present application. Two subsequently mailed Notices of Incomplete Reply resulted in a Two-Month Extension of Time fee being charged in error.

Please see attached Communication re: Detailed Explanation of Events Resulting in Two-Month Extension Fee Error

IV. **MANNER OF REFUND**

Please make refund of 420.00 crediting Account No. 08-2025.

(X) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450
Date of Deposit: Feb. 22, 2005

OR

() I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number on _____

Number of pages: _____

Typed Name: Patrick G. Billig

Signature: [Signature]

Respectfully submitted,

Kevin W. Rudd et al.

By [Signature]

Patrick G. Billig

Attorney/Agent for Applicant(s)

Reg. No.: 38,080

Date: Feb. 22, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Kevin W. Rudd et al.	Examiner:	Unassigned
Serial No.:	10/769,203	Group Art Unit:	Unknown
Filed:	January 30, 2004	Docket No.:	200207941-1
Title:	SYSTEM AND METHOD FOR ADDING AN INSTRUCTION TO AN INSTRUCTION SET ARCHITECTURE		

**COMMUNICATION RE: DETAILED EXPLANATION OF EVENTS
RESULTING IN TWO-MONTH EXTENSION FEE ERROR**

Mail Stop 16
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In a telephone conference with Ms. C.M. Haywood of the U.S. Patent and Trademark Office on August 11, 2004, it was determined that the Patent Office received the signature page of James M. Hull (i.e., page 6 of the executed Declarations and Powers of Attorney) when the Response to the Notice to File Missing Parts was filed July 9, 2004. However, page 6 of the executed Declarations and Powers of Attorney was not processed by the Patent Office. As a result, a Notice of Incomplete Reply was mailed on August 2, 2004.

In the Response to the Notice of Incomplete Reply mailed on August 2, 2004, Applicants noted that the previously timely submitted executed Declarations and Powers of Attorney (6 pages total) included the executed Declaration and Power of Attorney of James M. Hull and that one of the executed Declarations misspelled James M. Hull as Jim M. Hull.

On September 10, 2004, another Notice of Incomplete Reply was mailed that incorrectly stated the signature of Jim M. Hull was missing. On September 29, 2004, a Response to the Notice of Incomplete Reply was filed in addition to a Petition under 37 C.F.R. § 1.182 and an Application Data Sheet to clarify that the four inventors in the present application are Kevin W. Rudd, Allan D. Nies, Dale C. Morris, and James M. Hull. All four of the above-listed inventors signed the executed Declarations and Powers of Attorney timely filed on July 9, 2004. The Petition to request correction of the name of Applicant James M. Hull and to request withdrawal of the Notice of Incomplete Reply mailed September 10, 2004 was granted by the Patent Office.

In a telephone conference with an OIPE Representative in the Patent Office on December 15, 2004, the OIPE Representative agreed the Missing Parts was fulfilled when the

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Communication re: Detailed Explanation of Events Resulting in Two-Month Extension Fee Error
Applicant: Kevin W. Rudd et al.
Serial No.: 10/769,203
Filed: January 30, 2004
Docket No.: 200207941-1
Title: SYSTEM AND METHOD FOR ADDING AN INSTRUCTION TO AN INSTRUCTION SET
ARCHITECTURE

Response to the Notice to File Missing Parts was filed on July 9, 2004 and the Two-Month Extension of Time Fee was charged in error. The OIPE Representative suggested a Request for Refund be filed.

Any inquiry regarding this communication should be directed to either Patrick G. Billig at Telephone No. (612) 573-2003, Facsimile No. (612) 573-2005 or David A. Plettner at Telephone No. (408) 447-3013, Facsimile No. (408) 447-0854. In addition, all correspondence should continue to be directed to the following address:

Hewlett-Packard Company
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

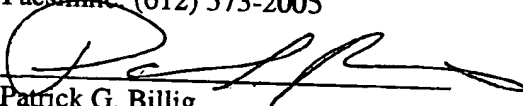
Respectfully submitted,

Kevin W. Rudd et al.

By their attorneys,

DICKE, BILLIG & CZAJA, PLLC
Fifth Street Towers, Suite 2250
100 South Fifth Street
Minneapolis, MN 55402
Telephone: (612) 573-2003
Facsimile: (612) 573-2005

Date: Feb. 22, 2005
PGB:cmj


Patrick G. Billig
Reg. No. 38,080

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope address to: Mail Stop 16, Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on this 22 day of February, 2005.

By 
Name: Patrick G. Billig

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MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

HEWLETT-PACKARD COMPANY
ATTN: CATHIE GROW/SHARON LEVERENZ
INTELLECTUAL PROPERTY ADMINIS. M/S 35
P.O. BOX 272400
FT. COLLINS CO 80527-2400

FINA

Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov

Account No.	082025
Date	10-29-04
Page	4

PLEASE SEND REMITTANCES TO:
U. S. Patent and Trademark Office
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Chicago, IL 60673

DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
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10	4	04	62	10601149	10015382-3	1501	1370.00	
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT					OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE

MS020A (2/2003)

*** O.D. INDICATES OVERDRAWN

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IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Kevin W. Rudd et al.

2005 MAR -2 PM 4: 27

Confirmation No.: 7538

Application No.: 10/769,203

Examiner: Unassigned

Filing Date: Jan. 30, 2004

Group Art Unit:

Title: SYSTEM AND METHOD FOR ADDING AN INSTRUCTION TO AN INSTRUCTION SET
ARCHITECTURE

Mall Stop 16
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- () Response/Amendment () Petition to extend time to respond
() New fee as calculated below () Supplemental Declaration
() No additional fee
(X) Other: Req. for Refund; Communication; Dep. Acct. State. (fee \$)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS		MINUS		= 0	X \$50	\$ 0
INDEP. CLAIMS		MINUS		= 0	X \$200	\$ 0
[] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$360	\$ 0
EXTENSION FEE	1ST MONTH \$120.00	2ND MONTH \$450.00	3RD MONTH \$1020.00	4TH MONTH \$1590.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450.

Date of Deposit: Feb. 22, 2005

Typed Name: Patrick G. Billig

Signature: 

Respectfully submitted,

Kevin W. Rudd et al.

By: 

Patrick G. Billig

Attorney/Agent for Applicant(s)

Reg. No. 38,080

Date: Feb. 22, 2005

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Telephone No.: (512) 573-2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kevin W. Rudd et al. Examiner: Unknown
Serial No.: 10/769,203 Group Art Unit: Unknown
Filed: Jan. 30, 2004 Docket No.: 200207941-1
Title: SYSTEM AND METHOD FOR ADDING AN INSTRUCTION TO AN
INSTRUCTION SET ARCHITECTURE

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR SUBMITTAL OF MISSING PARTS
- INCOMPLETE REPLY

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet containing Certificate of Mailing in duplicate (1 pg.);
- ☒ Communication Re: Notice of Incomplete Reply (Nonprovisional) (2 pgs.);
- ☒ Copy of Notice of Incomplete Reply (1 pg.);
- ☒ Petition Under 37 C.F.R. §1.182 (2 pgs.);
- ☒ Copy of Declaration as filed (6 pgs.);
- ☒ Authorization to Charge Petition Fees (1 pg.);
- ☒ Application Data Sheet (4 pgs.);
- ☒ 3 Return Postcards; and
- ☒ The Commissioner for Patents is hereby authorized to charge the amount of \$ 550.00 to (to cover the Petition fee and the Extension of Time fee) to Deposit Account no. 08-2025.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate. At any time during the pendency of the application, please charge any additional fees or credit overpayment to Deposit Account No. 08-2025.

Customer No. 022879

10/04/2004 HLE333 00000024 082025 10769203

01 FC:1252 420.00 DA

By:
Name: Christopher P. Kosh
Reg. No.: 42,760

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By:
Name: Christopher P. Kosh

Adjustment date: 04/07/2005 SDIRETA1
10/04/2004 HLE333 00000024 082025 10769203
01 FC:1252 420.00 CR

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